

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Joel F. Zuhars et al.

Serial No.: 10/771,074

Filed: February 3, 2004

For: METHOD AND APPARATUS FOR
INSTRUMENT TRACKING ON A
SCROLLING SERIES OF 2D
FLUOROSCOPIC IMAGES

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Examiner: Nancy Bitar
Group Art Unit: 2624
Confirmation No: 1973

CERTIFICATION OF ELECTRONIC FILING

I hereby certify that this correspondence is being electronically filed with the Patent and Trademark Office on September 30, 2008.

Dennis P. Hackett (Reg. No. 52,482)

/Dennis P. Hackett/
Signature

AMENDMENT AND RESPONSE

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Ms. Bitar,

This paper is responsive to the non-final Office Action dated June 30, 2008. This Amendment and Response is timely because the non-final Office Action set a three-month period for response, thus making this paper due on or before **September 30, 2008**. If any additional fees are due, the Commissioner is authorized to charge any necessary fees or credit any overpayment to the USPTO Deposit Account GEMS-IT, Account No. 502401.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3 of this paper.

Remarks/Arguments begin on page 7 of this paper.